

## **D.N.J. LBR 3015-2 CHAPTER 13 AMENDMENTS TO PLAN**

- (a) A modification of a plan filed before confirmation which does not adversely affect creditors will be considered by the Court at the confirmation hearing scheduled for the original plan, if the modification is filed and served on the chapter 13 trustee at least 7 days before the confirmation hearing.
- (b) A modification of a plan which adversely affects creditors requires notice pursuant to Fed. R. Bankr. 2002(b).
- (c) If a plan is modified, the entire plan shall be refiled and shall indicate in its title which modified plan is being filed, such as "First Modified Plan."

1997 Comment: Formerly Local Rule 31.

Dec., 2009 Comment Subsection (a) is amended to conform with the March 26, 2009, Supreme Court approval of changes to Bankruptcy Rule 9006 which addresses the method by which time is calculated. On May 7, 2009, the Statutory Time Period Technical Amendments Act of 2009 was enacted (Pub. L. No. 111-06). The law adjusts the time period in 28 statutes, including nine sections of the Bankruptcy Code, which are impacted by the federal rule changes. Both the statutory and rules changes take effect on the same day, December 1, 2009. Deadlines of less than 30 days have been changed to multiples of seven days so that the expiration of the deadline ordinarily would occur on a weekday. Under the revised rules: 5 day deadlines become 7 days; 10 and 15 day deadlines become 14 days; 20 day deadlines become 21 days; and 25 day deadlines become 28 days. Effective, December 1, 2009 conforming amendments to the Court's Local Rules, including the one set forth herein, have been approved by the Board of Bankruptcy Judges. Additional information concerning time computation amendments to the national rules, local rules, general orders and forms may be accessed at [www.uscourts.gov/rules](http://www.uscourts.gov/rules) and [www.njb.uscourts.gov](http://www.njb.uscourts.gov).

Reference: 11 U.S.C. § 1323 Modification of plan before confirmation; 11 U.S.C. § 1324 Confirmation hearing; [D.N.J. LBR 3015-1](#)